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3 \*E-Filed 6/3/13\*  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

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10 CHRISTOPHER JAMES CASTILLO,

No. C 12-6511 RS (PR)

11 Plaintiff,

**ORDER OF DISMISSAL**

12 v.

13 ELMSWOOD CORRECTIONAL  
14 FACILITY, et al.,

15 Defendants.

16 /

17 Plaintiff has failed to file an amended complaint by the Court's deadline.

18 Accordingly, the action is DISMISSED without prejudice for failing to respond to the  
19 Court's order, and for failure to prosecute, *see* Fed. R. Civ. P. 41(b). Because this dismissal  
20 is without prejudice, plaintiff may move to reopen the action. Any such motion **must** contain  
21 an amended complaint that addresses the concerns raised in the order dismissing the  
22 complaint with leave to amend. The Clerk shall enter judgment in favor of defendants, and  
23 close the file.

24 **IT IS SO ORDERED.**

25 DATED: June 3, 2013

  
RICHARD SEEBORG  
United States District Judge

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No. C 12-6511 RS (PR)  
ORDER OF DISMISSAL